IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929

Crl.Rev.Pet.No. 1972 of 2007()

CRA.38/2004 of ADDL.SESSIONS COURT, THALASSERY
CC.99/2003 of ADDL.CHIEF JUDICIAL MAGISTRATE COURT, THALASSERY

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REVN. PETITIONER: APPELLANT/ACCUSED

JAYAKRISHNAN.K., S/O.NARAYANAN,
AGED 48 YEARS, CLERK NORTH MALABAR GRAMIN BANK,
CHAPPARAPPADAVU BRANCH, P.O.CHAPPARAPPADAVU,
TALIPARAMBA TALUK, KANNUR DISTRICT.

BY ADV. SRI.P.M.PAREETH

RESPONDENTS: RESPONDENTS/COMPLAINANT

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1. KUYILAN UNNIKRISHNAN, ALINKEEL HOUSE,
PLATHOTTAM, THALIPARAMBA AMSOM DESOM,
P.O.TALIPARAMBA, KANNUR DISTRICT.

2. STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

ADV. SRI. SRI.MOHAMMED SHAMEEL FOR R1

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 26/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl. R.P. No. 1972 of 2007

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Dated, this the 26th day of June 2007

ORDER

The accused in C.C. No. 99 of 2003 of on th**e file** of the Addl.Chief Judicial Magistrate, Thalassery for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A 6996 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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